

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION; MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATEDDate of filing in State Engineer's Office JUL 10 1990Returned to applicant for correction AUG 16 1990Corrected application filed _____ Map filed JUL 10 1990The applicant WESTMONT GOLD, Inc.4949 So. Syracuse St., #4200

of

Denver

Street and No. or P.O. Box No.

City or Town

Colorado 80237

State and Zip Code No.

hereby make S application for permission to change thepoint of diversion and the place of use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit #52657

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Underground

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.1140 cfs

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling and domestic

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for same - mining, milling and domestic

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE $\frac{1}{4}$, SE $\frac{1}{4}$, section 8, T16N, R57E,

Describe as being within a 40-acre subdivision of public survey and by course and

on a bearing of S. 68° 13' 20" E. a distance of 6,226.51 feet to the

distance to a section corner. If on unsurveyed land, it should be stated.

SE corner of section 9, T16N, R57E, all MDB&M.6. The existing permitted point of diversion is located within SE $\frac{1}{4}$, SE $\frac{1}{4}$, section 36, T17N, R56E, on a

If point of diversion is not changed, do not answer.

bearing of S. 56° 06' 44" E. a distance of 19,347.86 feet to the SE corner ofsection 9, T16N, R57E, all MDB&M.7. Proposed place of use all of sections 3,4,5,6,7,8,9,10,15,16,17,20, 21 & 22, all in

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

T16N, R57E, all MDB&M.8. Existing place of use all of sections 5,6,7,8,9,16,22 and the W $\frac{1}{2}$ of section 15 and

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

the NE $\frac{1}{4}$ of section 21, all in T16N, R57E, all MDB&M

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.

Month and Day

Month and Day

10. Use was permitted from January 1 to December 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) drilled well with pump, motor, pipelines

State manner in which water is to be diverted, i.e. diversion structure,

and storage tanks

ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$100,00013. Estimated time required to construct works three years

14. Estimated time required to complete the application of water to beneficial use. five years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Annual consumptive use will be 806 acre-feet

By s/Michael D. Dennis
390 Freeport #12
Sparks, NV 89431

Compared bc/ mv ap/ se

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 52657 is issued subject to the terms and conditions imposed in said Permit 52657 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the Proof of Completion of Work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 41407, Certificate 12939; 41408, Certificate 12940; 52658, 52659 and 55045 shall not exceed 269.4 million gallons annually.

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.
(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.114 cubic feet per second, but not to exceed 262.8 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 18, 1994

Proof of completion of work shall be filed before May 18, 1994

Application of water to beneficial use shall be made on or before April 18, 1995

Proof of the application of water to beneficial use shall be filed on or before May 18, 1995

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JUN 16 1995

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 5th day of February,

A.D. 19 93

Michael Turnipseed P.E.
State Engineer

CANCELLED SEP 21 1999 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
Michael Turnipseed P.E. STATE ENGINEER

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of each month which shall include the amount of water pumped from the well and the amount of water used.

